

SCANNED
(SAB 7/25/08)

FULBRIGHT & JAWORSKI L.L.P.
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Washington, DC 20004
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Facsimile: (202) 662-4643
Maria N. Lerner
Richard C. Smith
Stephen M. McNabb
Kelly E. Garrett

*Attorneys for Non-Party,
Fulbright & Jaworski L.L.P.*

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

-against-

JAMES TREACY,

Defendant.

CASE NO. 1:08-CR-00366-RLC

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x

MOTION TO ADMIT COUNSEL PRO HAC VICE

PURSUANT TO RULE 1.3 (c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I, Maria N. Lerner, a member in good standing of the bar of this Court, hereby moves for an Order allowing the admission pro hac vice of

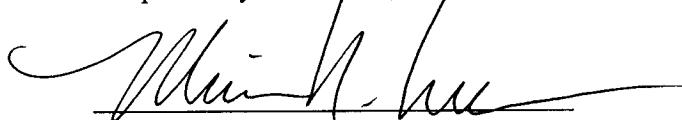
Richard C. Smith
Fulbright & Jaworski L.L.P.
801 Pennsylvania Ave., N.W.
Washington, D.C. 20004
Phone Number: (202) 662-0200
Fax Number: (202) 662-4643.

Richard C. Smith is a member in good standing of the Bar of the States of Florida and the District of Columbia.

There are no disciplinary proceedings against Richard C. Smith in any State or Federal court.

Dated: July 22, 2008
City, State: Washington, D.C.

Respectfully submitted,



Maria N. Lerner
SDNY Bar Code: ML2546
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FOR THE SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA, :
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-against- :
:
JAMES TREACY, :
:
Defendant. :
:
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:
:
x

**AFFIDAVIT OF MARIA N. LERNER IN SUPPORT OF MOTION TO ADMIT
COUNSEL PRO HAC VICE**

District of Columbia) ss:
)

Maria N. Lerner, being duly sworn, hereby deposes and says as follows:

1. I am Senior Counsel at Fulbright & Jaworski L.L.P., counsel for non-party Fulbright & Jaworski L.L.P. in the above captioned action. I am familiar with the proceedings of this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Fulbright & Jaworski L.L.P. motion to admit Richard C. Smith as counsel pro hac vice to represent non-party Fulbright & Jaworski L.L.P. in this matter.

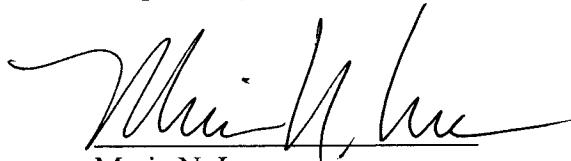
2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law in 1999. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.
3. I have known Richard C. Smith since 2008.
4. Richard C. Smith is Partner at Fulbright & Jaworski L.L.P.
5. I have found Mr. Smith to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.
6. Accordingly, I am pleased to move the admission of Richard C. Smith, pro hac vice.
7. I respectfully submit a proposed order granting the admission of Richard C. Smith, pro hac vice, which is attached hereto as Exhibit A.

WHEREFORE it is respectfully requested that the motion to admit Richard C. Smith, pro hac vice, to represent non-party Fulbright & Jaworski L.L.P. in the above captioned matter, be granted.

Dated: July 22, 2008
City, State: Washington, D.C.
Notarized:

District of Columbia: \$5
Subscribed and sworn to before me, in my presence,
this 22nd day of July, 2008
Sarah Foley/Burkhardt
Notary Public, D.C.
My commission expires October 31, 2011

Respectfully submitted,



Maria N. Lerner
SDNY Bar Code: ML2546

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IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA, :
: CASE NO. 1:08-CR-00366-RLC
-against- :
: JAMES TREACY, :
: Defendant. :
: :
: :
: :
: :

X

ORDER FOR ADMISSION PRO HAC VICE ON WRITTEN MOTION

Upon the motion of Maria N. Lerner attorney for Fulbright & Jaworski L.L.P. and said sponsor attorney's affidavit in support;

IT IS HEREBY ORDERED that

Richard C. Smith
Fulbright & Jaworski L.L.P.
801 Pennsylvania Ave., N.W.
Washington, D.C. 20004
Phone Number: (202) 662-0200
Fax Number: (202) 662-4643
E-mail Address: rcsmith@fulbright.com

is admitted to practice pro hac vice as counsel for non-party Fulbright & Jaworski L.L.P. in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at nysd.uscourts.gov. Counsel shall forward the pro hac vice fee to the Clerk of the Court.

Date:

City, State:

United States District/Magistrate Judge

Supreme Court of Florida

Certificate of Good Standing

I THOMAS D. HALL, Clerk of the Supreme Court of the State of Florida, do hereby certify that

RICHARD CRAIG SMITH

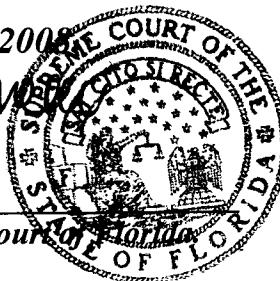
was admitted as an attorney and counselor entitled to practice law in all the Courts of the State of Florida on October 26, 1988, is presently in good standing, and that the private and professional character of the attorney appear to be good.

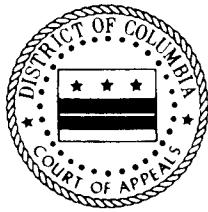
WITNESS my hand and the Seal of the Supreme Court of Florida at Tallahassee,

the Capital, this July 11, 2008.

*By: Adriley Bonner
Deputy Clerk*

Clerk of the Supreme Court of Florida





District of Columbia Court of Appeals
Committee on Admissions
500 Indiana Avenue, N.W. — Room 4200
Washington, D. C. 20001
202 / 879-2710

I, GARLAND PINKSTON, JR., Clerk of the District of Columbia
Court of Appeals, do hereby certify that

RICHARD C. SMITH

was on the 12TH day of JUNE, 2006
duly qualified and admitted as an attorney and counselor and
entitled to practice before this Court and is, on the date
indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have
hereunto subscribed my name
and affixed the seal of this
Court at the City of
Washington, D.C., on July
18, 2008.

GARLAND PINKSTON, JR., CLERK

By: M. Charles _____
Deputy Clerk